

17
3/10/97

Mr. Tenney made a motion approving Resolution #29-97 GRANTING a Road Right-of-Way abandonment for Old airport Road lying within Section 13, T11N, R22E as requested by Lem Cook, on behalf of RFK Airport Properties, Inc. with the following stipulation; abandon 25 feet on the north and south sides of the road with an additional 8 feet for public utilities; motion seconded by Mr. Vicario and carried; vote unanimous approving the motion.
(Clerk's note: Public Works will make necessary changes in the Resolution and return to the Chairman for signature at the March 24, 1997 meeting.)

5-5-97
Dave Ashton will talk to you about it. He still has not have Exhibit A & doesn't recall re chg the resolution wording.
Sh

Ready for 4-7-97
Chairman Jarden

4-3-97 D.A. P.A. has
try for 7th - grant 14th

29.97

5-20-97
Plz -
Check -
Strohm -
this one

working on each parcel description per D.A. 5/20/97

District I
PERCY DEAL
P.O. Box 365
Oraibi, AZ 86039
Phone (520) 524-4053

District II
JESSE THOMPSON
P.O. Box 504
Kykotsmovi, AZ 86039
Phone (520) 524-4053

District III
M.E. "TOMMY TEE" THOMPSON
P.O. Box 668
Holbrook, AZ 86025
Phone (520) 289-4732

District IV
LEWIS TENNEY
P.O. Box 219
Heber, AZ 85928
Phone (520) 535-4453

District V
LARRY VICARIO
P.O. Box 1255
Pinetop, AZ 85935
Phone (520) 367-2008

NAVAJO COUNTY BOARD OF SUPERVISORS

Governmental Complex
P.O. Box 668 - 100 E. Carter Drive
Holbrook, AZ 86025
(520) 524-4053 FAX (520) 524-4239

EDWARD J. KOURY
County Manager

JUDY JONES
Clerk of the Board

NAVAJO COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 29-97

A RESOLUTION OF THE NAVAJO COUNTY BOARD OF SUPERVISORS GRANTING A ROAD RIGHT-OF-WAY ABANDONMENT FOR OLD AIRPORT ROAD LYING WITHIN SECTION 13, TOWNSHIP 11 NORTH, RANGE 22 EAST

The Board of Supervisors of Navajo County does resolve as follows:

SECTION 1. The Navajo County Board of Supervisors does hereby declare and determine that the following request for a road right-of-way abandonment was initiated and filed by **Lem Cook**, on behalf of R.F.K. Airport Properties, Inc., and that a Public meeting was duly held on the **17th** day of **March, 1997**.

SECTION 2. The Board of Supervisors, having heard public comment and after due consideration of those facts presented, find that the consideration of public safety, health, general welfare and convenience warrant the following action.

SECTION 3. The Board of Supervisors does hereby **GRANT** a right-of-way abandonment of Old Airport Road located in the White Mountain Lakes Area as described in the attached legal description Exhibit "A". Old Airport Road as described in Exhibit "A" creates a public right-of-way of 50 feet in width and allows 25 feet of width to be joined to the abutting properties on the north and south side of the road. The extinguished 25 foot portion of Old Airport Road on the north side is reverted to APN 204-36- 9A, 9B, 10, 11, and 12B of the White Mountain Lakes Subdivision, Unit 13, as prescribed in the Navajo County Procedures for the Abandonment of County Local Highways, Streets, Avenues and Alleys and for the Extinguishing of Easements. The extinguishment of 25 feet of Old Airpost Road on the south side will revert to APN 204-17-32A as prescribed in aforementioned procedures. A Public Utility and Drainage Easement of 25 foot width will remain in place on both sides of the new 50 foot right-of-way to house existing and /or future utility installations and possible drainage courses. This abandonment of the roadway does not effect any easements, that were originally dedicated by plat or subsequently deeded to the public.

SECTION 4. The Board of Supervisors resolves that Old Airport Road be abandoned via a general narrowing of the public ingress and egress from a 100 foot width to a 50 foot width, reserving from this abandonment any and all rights-of-way or easements for existing utilities and /or drainage courses on the north and south side of said road which shall continue as they existed prior to abandonment, and further reserving from this abandonment rights of ingress and egress for all adjoining property owners, their guests and invitees and persons lawfully conducting business on the land and for public or emergency vehicles.

SECTION 5. The Chairman of the Board of Supervisors is hereby authorized to execute a quit claim deed to the adjoining property owners.

APPROVED AND ADOPTED this 17th day of March 1997.

**Jesse Thompson, Chairman,
Navajo County Board of Supervisors**

ATTEST:

**Judy Jones,
Clerk of the Board**

Judy Jones

From: Kenneth Kube
Sent: Thursday, October 30, 1997 11:11 AM
To: Judy Jones
Subject: RE: Resolution #29-97

We have contacted the recipient of the abandonment (Lem Cook) and told him that he has to give us legal descriptions for the right-of-way before we can record it. He has not yet responded. Dave is going to get with Chuck and see how much pressure we can put on him to follow through. I'll let you know what happens.

From: Judy Jones
Sent: Thursday, October 30, 1997 9:36 AM
To: Dave Ashton
Cc: Kenneth Kube
Subject: Resolution #29-97

Dave:

Just a reminder about Resolution 29-97 (Airport Road Abandonment), Exhibit A Parcel Description? The Board passed this Resolution on 3/19/97 and we do not have an Original document with the proper Exhibit for our files. Thanks Dave

NAVAJO COUNTY BOARD OF SUPERVISORS

AGENDA ITEM for March 17, 1997 meeting.

PLEASE SUBMIT THIS REQUEST AND REQUIRED BACKUP (9 COPIES + ORIGINAL OR 10 COPIES TOTAL) TO BOARD OFFICE NO LATER THAN 10:00 A.M. ON WEDNESDAY PRIOR TO MEETING.

Please include the following, if applicable: Name of other party, if agreement or contract, etc. Please have all contracts, agreements, and IGAs reviewed by the County Attorney PRIOR TO SUBMITTING BACK-UP MATERIAL.

County Attorney's Office Date

Executive Sessions for legal advice must be scheduled by the County Attorney.

Appointed Department Heads should confer with County Manager prior to submitting agenda request.

PK _____
County Manager Date 3-12-97

Department: PUBLIC WORKS DEPARTMENT/PLANNING & BUILDING DIVISION

CW

Item: DISCUSSION AND POSSIBLE BOARD ACTION RE: RESOLUTION REGARDING A REQUEST BY LEM COOK TO ABANDON OLD AIRPORT ROAD LOCATED IN SECTION 13, TOWNSHIP 11 NORTH, RANGE 22 EAST OF THE GILA AND SALT RIVER MERIDIAN, IN THE WHITE MOUNTAIN LAKES AREA

Amount of Time Needed 10 Min
Check Here if for Consent Agenda _____

Presenter: CHUCK WILLIAMS, PUBLIC WORKS DIRECTOR

BOS ACTION

APPROVED DENIED _____ CONTINUED _____ DATE 3-17-97

COPY OF THIS FORM TO #29-97

COMMENTS: Need new resolution - P.W. will get to us after County Attorney review Chair will sign next mtg. Stipulation changed.

Judy Jones
Judy Jones, Clerk of the Board

FLOOD CONTROL DIVISION
Tom Hieb
Hydrologist

HIGHWAY DIVISION
Dusty Parsons
Highway Superintendent

ENGINEERING DIVISION
David Ashton, P.E.
Assistant County Engineer

ADMINISTRATION DIVISION
Sherri Hill
Administrative Assistant

PLANNING & BUILDING DIVISION
Larry Sahr
Division Director



NAVAJO COUNTY PUBLIC WORKS DEPARTMENT

P.O. Box 668 - So. Highway 77
Holbrook, Arizona 86025
(520) 524-4100 FAX (520) 524-4122



CHUCK WILLIAMS, P.E.
Director
County Engineer

MEMORANDUM

TO: Eddie Koury,
County Manager

FROM: Chuck Williams, *CW*
County Engineer

DATE: March 12, 1997

RE: Resolution Regarding a Request by Lem Cook to Abandon Old Airport Road Located in Section 13, Township 11 North, Range 22 East, of the Gila and Salt River Meridian, in the White Mountain Lakes Area.

After reviewing the applicant's submittal and technical issues staff is recommending approval with several key stipulations. The staff report has been included for your review.

If you have any questions concerning this matter please contact me.

Atch: Staff Report, ABAN-17

CW/da



NAVAJO COUNTY
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION

STAFF REPORT

Case No: ABAN-17

ACTION: X ROAD ABANDONMENT EASEMENT EXTINGUISHMENT

APPLICANT/OWNER: RFK airport Properties, Inc

REVERSION PARCEL INFORMATION:

	OWNER NAME	ADDRESS
APN: <u>204-17-032A</u>	<u>R.F.K. Airport Properties, Inc.</u>	<u>6900 E. Camelback Rd. Suite 700</u>

STATED REASON FOR REQUEST: TO ABANDON 25 FEET ON EACH SIDE OF "OLD AIRPORT ROAD" THUS REDUCING THE 100 FOOT RIGHT-OF-WAY TO 50 FEET ALONG THE EXISTING CENTERLINE

CHANGING CONDITIONS: _____

COMMENTS:

PLANNING AND BUILDING DIVISION: No apparent conflict with the Building and Zoning Ordinance.

INITIAL JO DATE 3-10-97

ENGINEERING DIVISION: The road ingress and egress portion can be abandoned but not the utility easement portions as the north 25 feet has a pole line on this side of the road along with a guy pole on the center line, while the south side doesn't have any utilities as of this date but the opportunity to use it for utility and /or drainage purposes remains.

INITIAL DA DATE 3-3-97

FLOOD CONTROL DIVISION: There are no drainage or flooding concerns that would preclude this abandonment.

INITIAL TH DATE 3-10-97

COUNTY ENGINEER: Concur with comments above. Recommend approval with stipulations

INITIAL CW DATE 3-13-97

PUBLIC COMMENTS RECEIVED TO-DATE:

IN FAVOR: 1 letter TOWNSHIP 11 N RANGE 22 E SECTION 13

IN OPPOSITION: _____

STAFF APPROVAL/DENIAL RECOMMENDATIONS:

	APPROVAL WITH STIPULATIONS	DENIAL	NO RECOMMENDATION	INITIALS
PLANNING AND BUILDING DIVISION:	<u> XXX </u>	<u> </u>	<u> </u>	<u> J.O. </u>
ENGINEERING DIVISION:	<u> </u>	<u> XXX </u>	<u> </u>	<u> D.A. </u>
FLOOD CONTROL DIVISION:	<u> </u>	<u> </u>	<u> XXX </u>	<u> T.H. </u>
COUNTY ENGINEER	<u> </u>	<u> XXX </u>	<u> </u>	<u> C.W. </u>

RECOMMENDED STIPULATIONS: 1. THE 25 FEET REMAINING ON THE NORTH SIDE AND SOUTH SIDE OF THE PROPOSED 50 FOOT R/W SHALL BE RETAINED FOR DRAINAGE AND PUBLIC UTILITY PURPOSES.

 2. PRIOR TO ANY CONSTRUCTION WITHIN THIS PROPOSED 50 FOOT WIDE RIGHT-OF-WAY, A RIGHT-OF-WAY USE PERMIT APPLICATION SHALL BE SUBMITTED FOR APPROVAL.



NAVAJO COUNTY
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION

STAFF REPORT

Case No: ABAN-17

ACTION: X ROAD ABANDONMENT EASEMENT EXTINGUISHMENT

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REVERSION PARCEL INFORMATION:

	OWNER NAME	ADDRESS
APN: <u>204-17-032A</u>	<u>R.F.K. Airport Properties, Inc.</u>	<u>6900 E. Camelback Rd. Suite 700</u>

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INITIAL JO DATE 3-10-97

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INITIAL DA DATE 3-3-97

FLOOD CONTROL DIVISION: There are no drainage or flooding concerns that would preclude this abandonment.

INITIAL TH DATE 3-10-97

COUNTY ENGINEER: Concur with comments above. Recommended approval with stipulations

INITIAL _____ DATE _____

PUBLIC COMMENTS RECEIVED TO-DATE:

IN FAVOR: 1 letter TOWNSHIP 11 N RANGE 22 E SECTION 13

IN OPPOSITION: _____

STAFF APPROVAL/DENIAL RECOMMENDATIONS:

	APPROVAL WITH STIPULATIONS	DENIAL	NO RECOMMENDATION	INITIALS
PLANNING AND BUILDING DIVISION:	<u> XXX </u>	_____	_____	<u> J.O. </u>
ENGINEERING DIVISION:	_____	<u> XXX </u>	_____	<u> D.A. </u>
FLOOD CONTROL DIVISION:	_____	_____	<u> XXX </u>	<u> T.H. </u>
COUNTY ENGINEER	_____	<u> XXX </u>	_____	<u> CW </u>

RECOMMENDED STIPULATIONS: 1. THE 25 FEET REMAINING ON THE NORTH SIDE AND SOUTH SIDE OF THE PROPOSED 50 FOOT R/W SHALL BE RETAINED FOR DRAINAGE AND PUBLIC UTILITY PURPOSES.

 2. PRIOR TO ANY CONSTRUCTION WITHIN THIS PROPOSED 50 FOOT WIDE RIGHT-OF-WAY, A RIGHT-OF-WAY USE PERMIT APPLICATION SHALL BE SUBMITTED FOR APPROVAL.

**NAVAJO COUNTY DEPARTMENT OF PUBLIC WORKS
PLANNING & BUILDING DEPARTMENT**

I hereby certify that the Notice of Public Hearing for the below listed parcel has been mailed to the adjacent parcel owners as listed below.

REQUEST FOR: *Road Abandonment*
 APPLICANT: *RFK Airport Properties, Inc*

Road: *Old Airport Rd*
 Area: *White Mtn Lakes*

ADJACENCY PARCEL LIST

APN	RURAL ADDRESS	OWNER NAME	MAILING ADDRESS
204-36-009A	1889 Bourdon Ranch Rd	Cannon Claire	1328 Greenwood Ave. Torrance, CA 90503
204-36-009B	8730 Clark Rd	Mike Chin Quee	51 Massasoit St. San Francisco, CA 94110
204-36-010	8743 Clark Rd	Richard & Leone Pearce	40 W. Brown Rd Mesa, AZ 85201
204-36-011	8759 Clark Rd	Eileen Pulliam	Rt 1 Box 81A Kooskia, ID 83539
204-36-012B	8770 Old Airport Rd	Connie & Gonette Fry	1344 East 25th St. Yuma, AZ 85365
204-36-012A	1876 Quade Rd	James & Geraldine McAbee	3689 Choctaw Dr. Sierra Vista, AZ 85635
204-11-034	1840 Bourdon Ranch Rd	Billy & Bessie Quade	P.O. Box 1420 Taylor, AZ 85939
204-36-013	1847 Quade Rd	Randall & Barbara Quade	1847 Quade Rd Show Low, AZ 85901

COMPILED BY:
 SIGNATURE: *[Signature]*

DATE COMPILED: *1/9/97*

MAILED BY:
 SIGNATURE: *Noemi Baca*

DATE MAILED: *1/9/97*

NOTE: Return affidavit to file when complete.

NAVAJO COUNTY DEPARTMENT OF PUBLIC WORKS

REQUEST FOR:Easement Extinguishment
 APPLICANT:RFK Airport Properties, Inc.

FN:ABAN-03
 APN:204-17-032A

SHOW LOW AREA

NAME	ADDRESS	PHONE #
Arizona Public Service	260 N. White Mounain Rd Show Low, AZ 85901	(520) 537-2802
Citizen's Telecom	180 N. 9th St. Show Low, AZ 85901	
Post Newsweek Cable	P.O. Box 340 Show Low, AZ 85901	(520) 537-2279

avajo County Planning & Building Division
ox 668
olbrook, AZ 86025

Case No. _____

APPLICATION FOR:

HIGHWAY, STREET, AVENUE, ABANDONMENT

EASEMENT EXTINGUISHMENT

DESCRIBE REQUEST: Reduce the Right Of Way easement for Old Airport Blvd. from 100 ft. wide to fifty ft. wide along the existing center line. The portion of Old Airport Blvd. affected by this action is from Bourdon Ranch Road easterly along the north boundary of APN 204-17-032A. 25 feet on each edge of the existing 100 ft. ROW easement would be abandoned to create the remaining 50 ft. ROW easement. (See Attached drawing)

APPLICANT RFK Airport Properties, Inc. **PHONE NO.** (602) 840-7030

ADDRESS 6900 E. Camelback Rd. Suite 700

CITY Scottsdale **STATE:** Az. **ZIP CODE:** 85251

Please contact Lem Cook regarding this application (520) 537-3395

LOCATION INFORMATION: P.O. Box 90788, White Mountain Lake, Az. 85912

LEGAL DESCRIPTION: T11 N - R22 E, SECTION 13

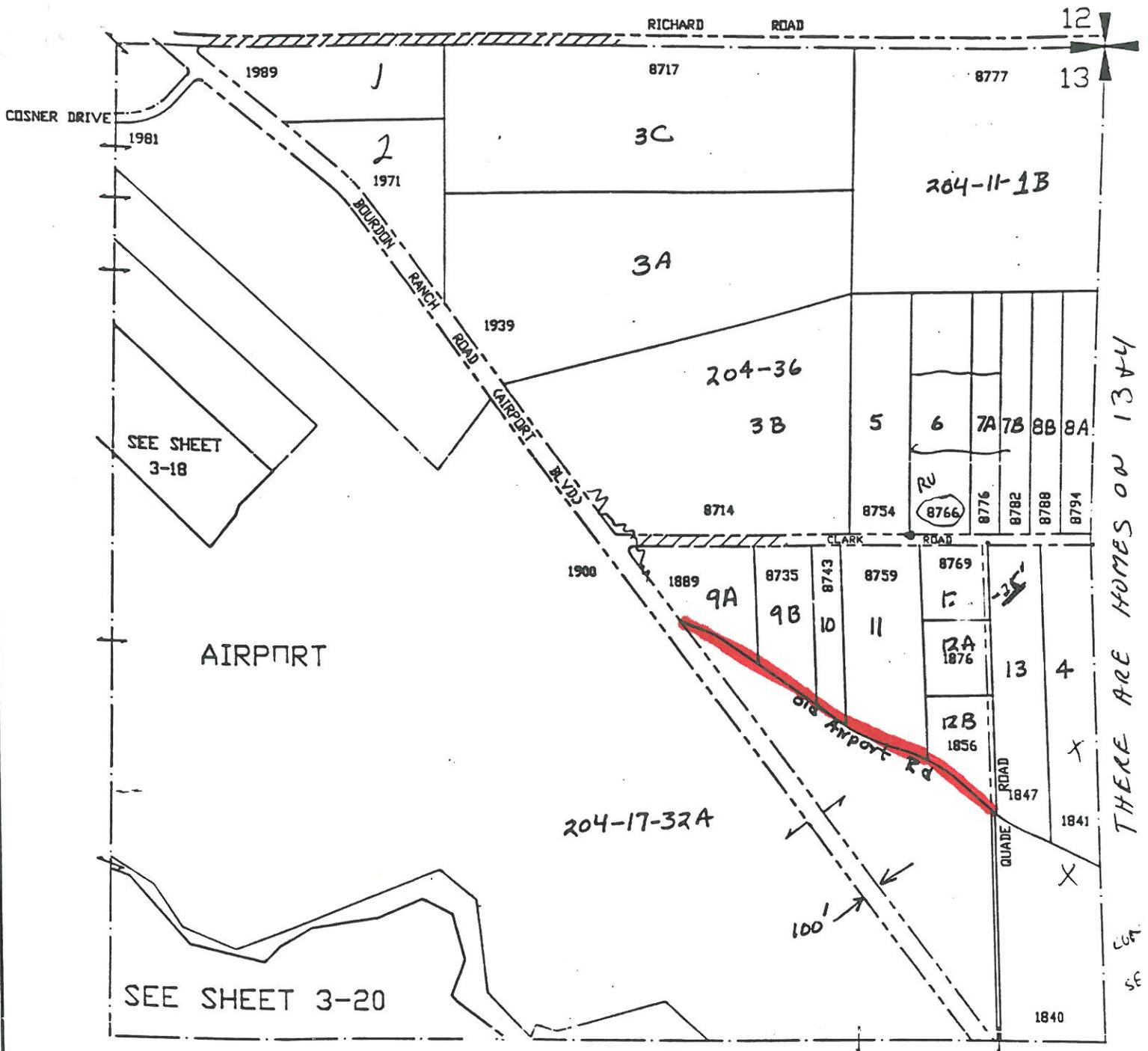
APPLICANT'S PARCEL NUMBER 204-17-032A

LOCATION (GENERAL): North of Bourdon Ranch Road, North of the White Mountain Lake Airport and on the North boundary of APN 207-17-032A, beginning from Bourdon Ranch Rd. proceeding easterly to the southeast corner of APN 204-36-121

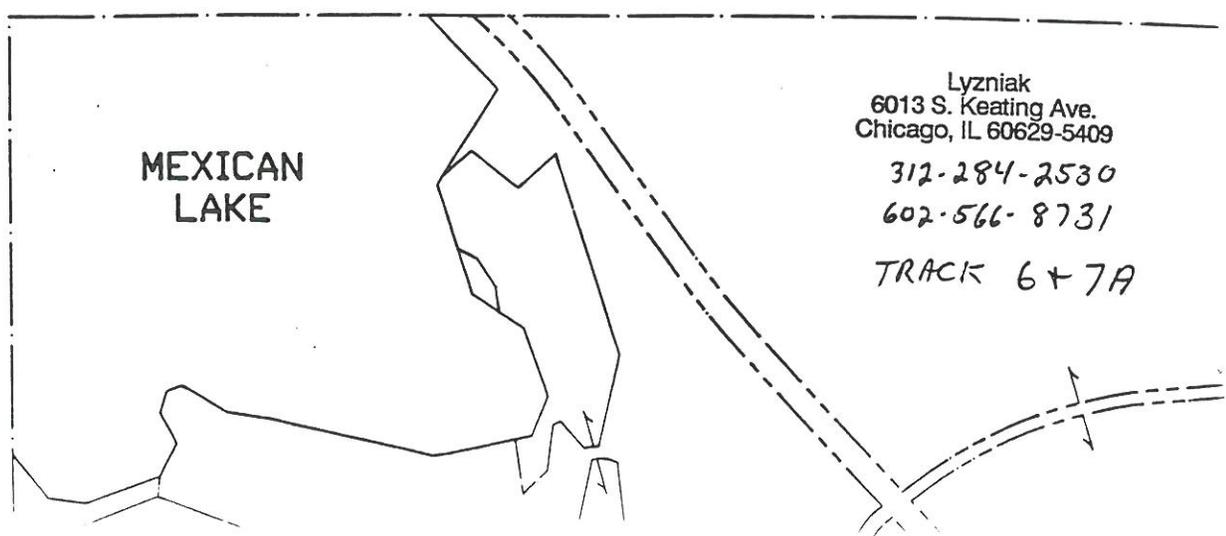
CURRENT ZONING DISTRICT: Commercial/Industrial

D434

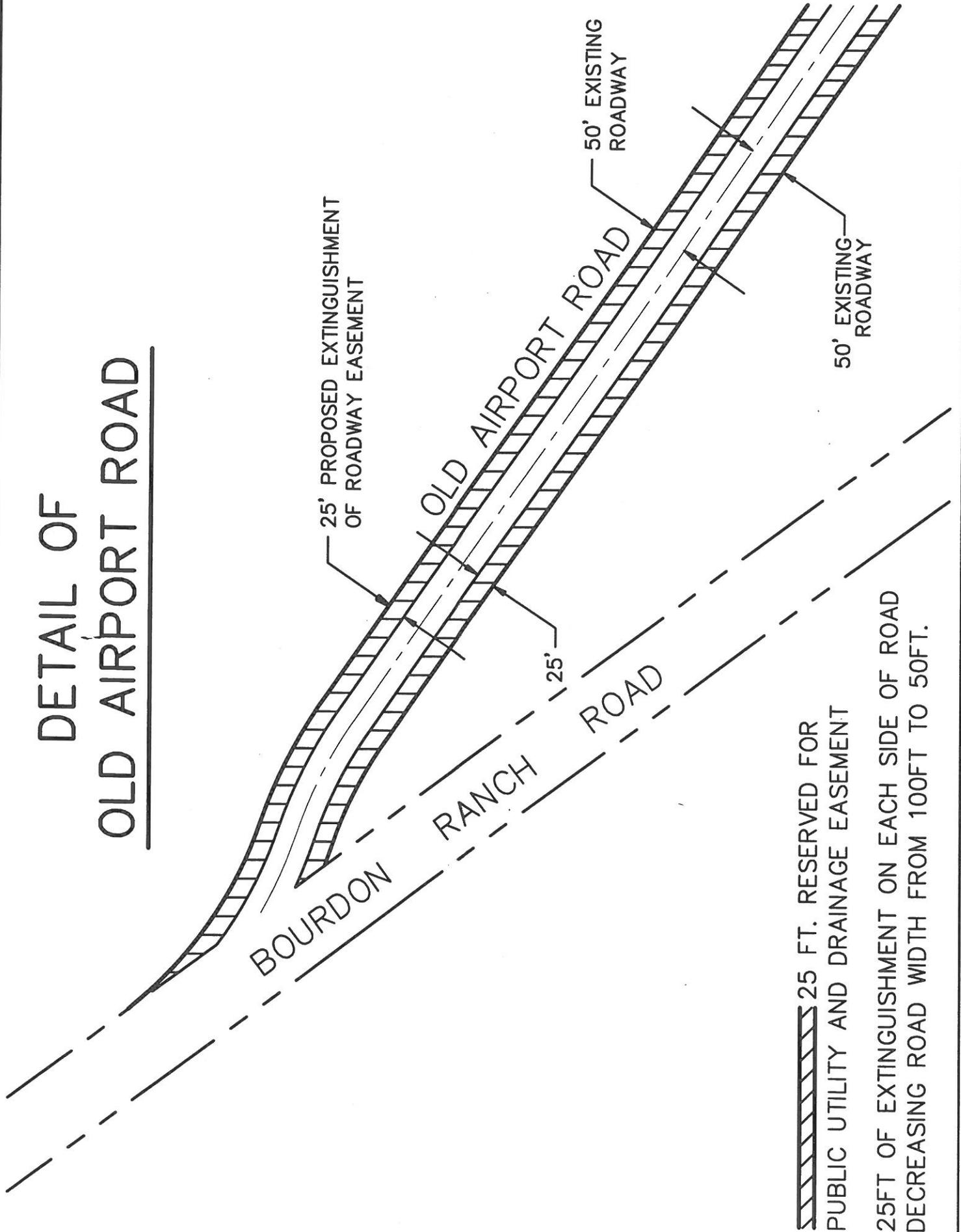
P140



911
EMERG.
MAP.



DETAIL OF OLD AIRPORT ROAD



25' PROPOSED EXTINGUISHMENT
OF ROADWAY EASEMENT

50' EXISTING
ROADWAY

50' EXISTING
ROADWAY

25'

BOURDON RANCH ROAD

25 FT. RESERVED FOR
PUBLIC UTILITY AND DRAINAGE EASEMENT

25FT OF EXTINGUISHMENT ON EACH SIDE OF ROAD
DECREASING ROAD WIDTH FROM 100FT TO 50FT.